

PART 843—CONTRACT MODIFICATIONS

TABLE OF CONTENTS

SUBPART 843.1—GENERAL

- 843.105 Availability of funds.
- 843.170 Preparation of contract modifications.

SUBPART 843.2—CONTRACT MODIFICATIONS

- 843.204 Administration.
- 843.204-70 Processing station level contract modifications.

[BLANK PAGE]

Part 843 - Contract Modifications

PART 843 - CONTRACT MODIFICATIONS

:::SUBPART 843.1 - GENERAL:::

:::843.105 Availability of funds.

The certification of fund availability shall be obtained from Fiscal Service on all contract modification requiring additional funds.:::

:::843.170 Preparation of contract modifications.

(a) Contract modifications will be made on the SF 30, Amendment of Solicitation/Modification of Contract. The contracting officer will identify the master number of contract modification in block #2, as follows:

(1) Supplemental agreements are bilateral actions signed by the contractor and contracting officer and will be numbered sequentially ("S/A #1," "S/A #2," etc.).

(2) Change orders are unilateral actions signed by the contracting officer only and will be lettered sequentially ("C/O #A," "C/O #B," etc.).

(3) Settlements by determination are unilateral actions taken by the contracting officer when mutual agreement cannot be reached on the conversion of a change order to a supplemental agreement and will be lettered sequentially ("S/D #A," "S/D #B," etc.).

(4) Time extension will be numbered sequentially ("T/E #1," "T/E #2," etc.).

(b) Construction contracts administered by the Office of Facilities will be numbered in accordance with instructions in the Handbook for Resident Engineer, H-08-02.:::

:::SUBPART 843.2 - CONTRACT MODIFICATIONS:::

:::843.204 Administration.

(a) *Unacceptable Proposals.* In the event the proposal received is not technically acceptable, it will be returned to the contractor for indicated revisions in order that mutual agreement as to equitable adjustment may be reached.

Part 843 - Contract Modifications

(b) *Mutual Agreement Not Reached.* In the event mutual agreement between the contractor and the contracting officer cannot be reached as to the time or price, or other conditions pertaining to a change, a written summary of the differences between the parties shall be prepared, written recommendations from the Chief, Engineering Service, architect engineers or other expert party, as appropriate, shall be solicited by the contracting officer and shall form the basis of a settlement by determination.:::

:::843.204-70 Processing station level contract modifications.

(a) *Proposals for modifications in contract work and/or time (architect-engineer or construction).* When a modification within the scope of the contract work is found necessary or desirable, the Chief, Engineering Service, through the contracting officer, will request the contractor to prepare and submit a proposal for making the change. When cost or pricing data is required, the proposal will be submitted on SF 1411, Contract Pricing Proposal Cover Sheet. The proposal should include a statement as to the effect of the modification on the time required for performance of the contract work as a whole; if additional time is indicated, the contractors proposal should include a request for the additional contract time necessitated by the proposed modification in contract work.

(b) *Proposals for modifications in contract work and/or time (supply or service contracts).* When a modification within the scope of the contract is found necessary or desirable, the requesting official will submit a request for such a change to the contracting officer who will request the contractor to prepare and submit a proposal for making the modification. When cost or pricing data is required, the proposal will be submitted in SF 1411. In addition to the pricing information required by FAR 43.203, the proposal should include a statement as to the effect of the modification on the time required for performance of the work or delivery of the supplies. If additional time is indicated, the contractors proposal should include a request for the additional contract time necessitated by the proposed modification in contract work.

(c) *Review of Proposal.* The appropriate requesting official will provide his/her independent estimate, comments and recommendations concerning the changed work. When the contracting officer deems it necessary, he/she may also request independent estimates from other expert sources, such as architect engineers. The original of all contract modifications will be furnished to the contractor.

Part 843 - Contract Modifications

(d) *Modifications requiring Central Office approval.*

In addition, proposed construction contract modifications will be submitted in duplicate to the appropriate Area Project Manager (087A, B, C, or D) whenever the modification:

- (1) Requires funds in excess of those available at the facility for the project involved, or
- (2) Involves material change(s) in the intent of the project (original approved scope).:::

[BLANK PAGE]